IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. Civil Writ Petition No.5581/07
Giriraj Vs. State of Raj.

27.09.2007

Hon'ble Mr. Justice Mohammad Rafiq

Shri Jitendra Mitruka for petitioner.
Shri B.K. Sharma, Dy. GA for respondents.

This writ petition has been filed by the petitioner for his release on emergent parole on the ground of illness of his wife. The respondents contested the writ petition and submitted that the medical certificate, which was filed indicated certain complaints of pain and there was no serious ailment which according to Rule 10A of the Rajasthan Prisoners Release of Parole Rules, 1955 would be prescribed as critical condition

of close relations for release of accused on emergent parole.

The learned counsel for the petitioner argued that in the course of the time the petitioner has now even qualified for release on first regular parole.

In the facts and circumstances of the case, the writ petition is disposed of with the direction to the respondents to consider the case of the petitioner as per relevant rules for release on first regular parole and take a appropriate decision with regard to the same within six weeks from the date certified copy of this order is produced before them.

(Mohammad Rafiq),J.

Rs/-